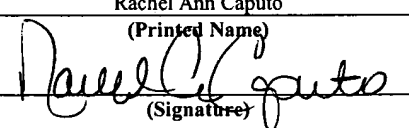




PATENT
Atty. Dkt. No. 063391-0302

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Matthew Patricelli
Title: PROTEIN PROFILING
PLATFORM
Appl. No.: 10/087,602
Appl. Filing Date: 3/1/2002
Examiner: Gary W. Counts
Art Unit: 1641

| | |
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| CERTIFICATE OF EXPRESS MAILING | |
| I hereby certify that this correspondence is being deposited with the United States Postal Service's "Express Mail Post Office To Addressee" service under 37 C.F.R. § 1.10 on the date indicated below and is addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450. | |
| EL 990317054 (Express Mail Label Number) | 04/26/2005 (Date of Deposit) |
| Rachel Ann Caputo (Printed Name) | |
|  (Signature) | |

REQUEST FOR CONTINUED EXAMINATION (RCE)
TRANSMITTAL

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application. This RCE and the enclosed items listed below are being filed prior to the earliest of: (1) payment of the issue fee (unless a petition under 37 C.F.R. § 1.313 is granted); (2) abandonment of the application; or (3) the filing of a notice of appeal to the U.S. Court of Appeals for the Federal Circuit under 35 U.S.C. § 141, or the commencement of a civil action under 35 U.S.C. § 145 or § 146 (unless the appeal or civil action is terminated).

1. Submission required under 37 C.F.R. § 1.114: (check items that apply)

a. Previously submitted:

[] Please enter and consider the amendment/reply previously filed on ____.

04/29/2005 MBIZUNES 00000039 500872 10087602

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In re Application of:
Matthew Patricelli
Application No. : 10/087,602
Page 2 of 4

PATENT
Atty. Dkt. No. 063391-0302

- ☐ Please consider the Affidavit(s)/Declaration(s) previously filed on ___ but not considered.
- ☐ Please consider the arguments in the Appeal Brief or Reply Brief under 37 C.F.R. § 1.116 previously filed on ___.
- ☐ Other ___.
- b. Enclosed are:
- ☒ Amendment/Reply.
- ☐ Affidavit(s)/Declaration(s).
- ☐ Information Disclosure Statement.
- ☐ Form PTO-1449 with copies of ___ listed reference(s).
- ☒ Copies of references disclosed in the Amendment and Reply Under 37 CFR 1.111, submitted on November 26, 2004.

Miscellaneous:

- ☐ Suspension of action of the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of ___ months.

The filing fee is calculated below:

| | Claims as Amended | Previously Paid For | Extra Claims Present | Rate | Fee Totals |
|--|-------------------|---------------------|----------------------|------------|------------|
| RCE Fee 1.17(e): | | | | \$790.00 | = \$790.00 |
| Total Claims: | 39 | - 53 | = 0 | x \$50.00 | = \$0.00 |
| Independents | 4 | - 8 | = 0 | x \$200.00 | = \$0.00 |
| First presentation of any Multiple Dependent Claims: | | | | + \$360.00 | = \$0.00 |

In re Application of:
Matthew Patricelli
Application No. : 10/087,602
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PATENT
Atty. Dkt. No. 063391-0302

CLAIMS FEE TOTAL: = \$790.00

☐ Applicant hereby petitions for an extension of time under 37 C.F.R. §1.136(a) for the
total number of months checked below:

| | | | |
|--|---|---|----------|
| <input type="checkbox"/> Extension for response filed within the first month: | \$120.00 | 0 | \$0.00 |
| <input type="checkbox"/> Extension for response filed within the second month: | \$450.00 | | \$0.00 |
| <input type="checkbox"/> Extension for response filed within the third month: | \$1,020.00 | | \$0.00 |
| <input type="checkbox"/> Extension for response filed within the fourth month: | \$1,590.00 | | \$0.00 |
| <input type="checkbox"/> Extension for response filed within the fifth month: | \$2,160.00 | | \$0.00 |
| EXTENSION FEE SUBTOTAL: | | | \$0.00 |
| EXTENSION FEE ALREADY PAID: - | | | \$0.00 |
| EXTENSION FEE TOTAL | | | \$0.00 |
| CLAIMS AND EXTENSION FEE TOTAL: | | | \$790.00 |
| <input checked="" type="checkbox"/> | Small Entity Fees Apply (subtract ½ of above): | | |
| <input type="checkbox"/> | Suspension of action requested under 37 C.F.R. § 1.103(c) | | \$0.00 |
| TOTAL FEE: | | | \$790.00 |

☒ Please charge Deposit Account No. 50-0872 in the amount of \$790.00. A duplicate copy of this transmittal is enclosed.

☐ A check in the amount of \$790.00 to cover the filing fee is enclosed.

☒ The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 50-0872. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 50-0872.

In re Application of:
Matthew Patricelli
Application No. : 10/087,602
Page 4 of 4

PATENT
Atty. Dkt. No. 063391-0302

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date 4/26/05

FOLEY & LARDNER LLP
Customer Number: 30542
Telephone: (858) 847-6711
Facsimile: (858) 792-6773

By SEP E.L.

Stephen E. Reiter
Attorney for Applicant
Registration No. 31,192



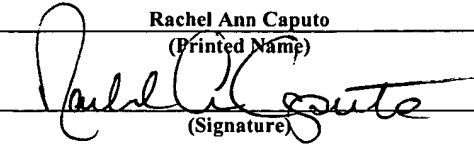
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RCE
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HW

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Applicant: Matthew Patricelli
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| EL 990317054 US (Express Mail Label Number) | 04/26/2005 (Date of Deposit) |
| Rachel Ann Caputo (Printed Name) | |
|  (Signature) | |

AMENDMENT AND REMARKS TO ACCOMPANY REQUEST FOR CONTINUED EXAMINATION

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In conjunction with the accompanying Request for Continued Examination, please consider the following Amendments and Remarks which are responsive to the Final Office Action dated January 26, 2005, concerning the above-referenced patent application.

Amendments to the Claims are included in the **Listing of Claims**, which begins on page 2 of this document.

Remarks begin on page 10 of this document.